In re Application of: Application No.

Filed:

For:

Anderson et al. 10/701,022

November 4, 2003 GENE THERAPY

U.S. Patent and Trademark Office Customer Service Window, Mail Stop Reissue Randolph Building 401 Dulany Street Alexandria, VA 22314

Sir:	
	Small entity status is claimed for this application under 37 CFR 1.27.
$\boxtimes$	Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
	Other:
$\boxtimes$	Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

	,				SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE			none		\$ 0.00		\$ 0.00	
	subtract time extension fee previously paid		none		(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	18	Minus	20	= 0	x 25=	\$	x 50=	\$0.00
INDEPENDENT	2	Minus	3	= 0	x 100=	\$	x 200=	\$0.00
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					+ 180=	\$	+ 360=	\$
					TOTAL	\$	TOTAL	\$0.00

☐ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

Jeremy M. Jay, Reg. No. 83,587 LEVOIG, VOIT & MAYER

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Date: September 2, 2005

Amendment or ROA Transmittal (Revised 1/14/05)

Patent Application No. 10/701,022

Applicant: Anderson et al.

Filed: November 4, 2003

TC/AU: 1633

Examiner: Wehbe, Anne Marie Sabrina

Docket No.: 219974 (Client Reference No. E-189-1989/3-US-04)

Customer No.: 45733

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Service Window, Mail Stop Reissue
Randolph Building
401 Dulany Street
Alexandria, VA 22314

## REPLY TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR 1.121)

Sir:

In reply to the Office Communication dated August 23, 2005, please enter the following amendments.

Amendments to the Claims are submitted in response to the Notice of Non-Compliant Amendment and in accordance with 37 C.F.R. § 1.121. The amendments to the claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.